

## MINUTES ADOPTED BY THE CITY COUNCIL

Greenville, NC  
June 12, 2003

The Greenville City Council met in a regular meeting on the above date at 7:00 PM in the City Council Chambers, third floor of the Municipal Building, with Mayor Robert D. Parrott presiding. The meeting was called to order, followed by the invocation by Bishop David Walker of the Latter Day Saints and pledge of allegiance to the flag. The Greenville Fire/Rescue Department Color Guard posted the colors in honor of Flag Day. The following were present.

Mayor Robert D. Parrott  
Mayor Pro-Tem Ric Miller  
Council Member Mildred A. Council  
Council Member Ray Craft  
Council Member Pat Dunn  
Council Member Rose H. Glover  
Council Member Chip Little  
Marvin W. Davis, City Manager  
Wanda T. Elks, City Clerk  
David A. Holec, City Attorney

### SPECIAL RECOGNITIONS

Rose High School Baseball Coach Ronald Vincent, the Assistant Coaches, and the players were recognized for winning the State Championship and they were each presented certificates from the Mayor.

### APPROVAL OF AGENDA

Motion was made by Council Member Council and seconded by Council Member Dunn to approve the agenda as presented. Motion carried unanimously.

### APPOINTMENTS TO BOARDS AND COMMISSIONS

#### Board of Adjustment

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Miller to reappoint Charles Farley as a regular member for a second three-year term to expire June 2006 and to reappoint Mulatu Wubneh as Alternate #2 for a first three-year term to expire June 2006. Motion carried unanimously.

#### Citizens Advisory Commission on Cable Television

Mayor Pro-Tem Miller requested that the appointment to the Citizens Advisory Commission on Cable Television be continued until August.

### Community Appearance Commission

Motion was made by Council Member Craft and seconded by Council Member Little to reappoint Shane Ernst to a first three-year term expiring July 2006 and to appoint Ginger Eckermann to a first three year term expiring July 2006 replacing William Freelove, who is ineligible for reappointment. Motion carried unanimously.

### Environmental Advisory Commission

Council Member Glover requested that the appointment to the Environmental Advisory Commission be continued until August.

### Greenville Utilities Commission

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Little to appoint Lynn Evans, County Nominee, to a first three-year term expiring June 2006, replacing Charles Davis, who is ineligible for reappointment and to reappoint Jerry Wayne Powell to a second three-year term expiring June 2006. Motion carried unanimously.

### Pitt-Greenville Airport Authority

Motion was made by Council Member Little and seconded by Mayor Pro-Tem Miller to appoint Dennis Biggs for a first three-year term that expires July 2003 to replace Jerry Powell, who is ineligible for reappointment. Motion carried unanimously.

### Pitt-Greenville Convention and Visitors Authority

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Miller to reappoint Susan Daughtry to a second three-year term expiring July 2006 and reappoint Kathryn Welborn, County Nominee, to a second three-year term expiring July 2006. Motion carried unanimously.

### Police Community Relations Committee

Council Member Glover announced the appointment of Regina Wallace as the District 2 representative to the Police Community Relations Committee.

### Public Transportation and Parking Commission

Motion was made by Council Member Dunn and seconded by Council Member Little to appoint Jonathan Russell to fill an unexpired term expiring January 2005, replacing Jean Wilkerson, who resigned. Motion carried unanimously.

### Recreation and Parks Commission

Motion was made by Mayor Parrott and seconded by Mayor Pro-Tem Miller to appoint Wilbur Bennett to a first three-year term to expire June 2006, replacing Connally Branch, who is ineligible for reappointment; reappoint Mitchell Jones to a second three-year term to expire June 2006; and to appoint Sydney Womack to a first three-year term to expire June 2006, replacing Aaron Lucier, who is ineligible for reappointment. Motion carried unanimously.

### ORDINANCE REZONING KENNETH M. BUCK PROPERTY LOCATED ADJACENT TO THE SOUTHERN RIGHT-OF-WAY OF DAVENPORT FARM ROAD, WEST OF THE INTERSECTION OF FROG LEVEL ROAD AND DAVENPORT FARM ROAD FROM O TO R9S - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2 and June 9, 2003 setting this time, date and place for a public hearing to consider a request by Kenneth M. Buck to rezone a 2.8695 acre tract located adjacent to the southern right-of-way of Davenport Farm Road, 450± feet west of the intersection of Frog Level Road and Davenport Farm Road from O to R9S. At its May 20, 2003 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Harry Hamilton, Chief Planner, delineated the property on a map and explained the request.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Ken Malpass, representing the petitioner, informed the Council that the petitioner wants to have four single-family lots at this location.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the ordinance rezoning the Kenneth M. Buck property located 450± feet west of the intersection of Frog Level Road and Davenport Farm Road from O to R9S. Motion carried unanimously. (Ordinance No. 03-46)

### ORDINANCE REZONING LOUISE A. BLACK MOORE PROPERTY LOCATED ADJACENT TO THE WESTERN RIGHT-OF-WAY OF THOMAS LANGSTON ROAD, SOUTH OF THE INTERSECTION OF THOMAS LANGSTON ROAD AND TYLER DRIVE FROM RA20 TO R9S - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2 and June 9, 2003 setting this time, date and place for a public hearing to consider a request by Louise A. Black Moore to rezone a 10.00 acre tract located adjacent to the western right-of-way of Thomas Langston Road, 250± feet south of the intersection of Thomas Langston Road and Tyler Drive, from RA20 to R9S. At its May 20, 2003 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Harry Hamilton, Chief Planner, delineated the property on a map and explained the request. He stated that the petitioner is interested in placing 20 to 30 single-family homes at this location. The Comprehensive Plan calls for medium density at this location, and the proposed use would fall in that category.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Michael Baldwin, representing the petitioner, stated that he was present to answer questions regarding the request.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Council Member Glover to adopt the ordinance rezoning the Louise A. Black Moore property containing a 10.0-acre tract located adjacent to the western right-of-way of Thomas Langston Road, 250± feet south of the intersection of Thomas Langston Road and Tyler Drive from RA20 to R9S. Motion carried unanimously. (Ordinance No. 03-47)

ORDINANCE REZONING THE LU-JI-MAR, LLC PROPERTY LOCATED WEST OF THOMAS LANGSTON ROAD SOUTHEAST OF FOREST PINES SUBDIVISION, NORTH OF FOXCHASE SUBDIVISION, NORTHEAST OF AUGUSTA TRAILS SUBDIVISION AND EAST OF MEADOW WOODS SUBDIVISION, FROM R15S TO R9S - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2 and June 9, 2003 setting this time, date and place for a public hearing to consider a request by Lu-Ji-Mar, LLC to rezone a 153.7 acre tract located west of Thomas Langston Road, southeast of Forest Pines Subdivision, north of Foxchase Subdivision, northeast of Augusta Trails Subdivision and east of Meadow Woods Subdivision, from R15S to R9S. At its May 20, 2003 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Harry Hamilton, Chief Planner, delineated the property on a map and explained the request. It is proposed to have 350 to 400 single-family dwellings at this location with 9000 square foot lots. The request is in compliance with the Comprehensive Plan.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Michael Baldwin stated that he was present to answer questions about the request. He stated that there will be street interconnectivity with the adjacent subdivision.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the ordinance rezoning a 153.7 acre tract located west of Thomas Langston Road, southeast of Forest Pines Subdivision, north of Foxchase Subdivision, northeast of Augusta Trails Subdivision and east of Meadow Woods Subdivision, from R15S to R9S. Motion carried unanimously. (Ordinance No. 03-48)

ORDINANCE AMENDING THE MO DISTRICT TABLE OF USES TO INCLUDE BOTH PHARMACY AND FLORIST AS A PERMITTED USE BY RIGHT AND TO INCLUDE BARBER OR BEAUTY SHOP; MANICURE, PEDICURE, OR FACIAL SALON; DRY CLEANING (HOUSEHOLD USERS), DROP-OFF/PICK-UP STATION ONLY; OFFICE AND SCHOOL SUPPLY AND EQUIPMENT SALES; RESTAURANT (FAST FOOD); HOBBY OR CRAFT SHOP; AND MEDICAL SUPPLY SALES AND RENTAL OF MEDICALLY RELATED PRODUCTS INCLUDING UNIFORMS AND RELATED ACCESSORIES, EACH AS A SPECIAL USE SUBJECT TO BOARD OF ADJUSTMENT APPROVAL- ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2 and June 9, 2003 setting this time, date and place for a public hearing to consider a request by The TAC Group, LLC, Ron Harrell, Agent to amend the MO district table of uses to include both Pharmacy and Florist as a permitted use by right and to include Barber or beauty shop; Manicure, pedicure, or facial salon; Dry cleaning (household users), drop-off/pick-up station only; Office and school supply and equipment sales; Restaurant (fast food); Hobby or craft shop; and Medical supply sales and rental or medically related products including uniforms and related accessories, each as a special use subject to Board of Adjustment approval. At its May 20, 2003 meeting, the Planning and Zoning Commission, voted to recommend approval.

Mr. Hamilton stated that this request is to amend the Medical Office district table of uses to include additional permitted and special uses and related performance standards. The Medical Institutional zone encompasses the hospital and areas adjacent to the hospital. Medical Services is a buffer zone around the hospital. Medical Office zoning is located north of the railroad, south of Stantonsburg Road and along NC Highway 43. The Medical Office district comprises 444 acres. The Medical District area was originally created in 1986 and was updated in 1993. The proposed ordinance will, as a condition of special use permit approval, (1) limit the gross enclosed floor area of 5000 square feet per establishment, (2) limit the gross enclosed floor area of each "Dry cleaning (household users) drop-off/pick-up station only" to not more than 2000 square feet per each establishment, and (3) prohibit fast food restaurants from being located in a freestanding detached structure exclusive to such use, and which further restricts such restaurants to attached multi-unit structures which contain not less than three individual units occupied by, or are available for sale or lease, to separate district allowable establishments. Due to the limited nature of the uses proposed, staff does not object to the request.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Ron Harrell, agent for the TAC Group, stated that services are needed in the hospital area to benefit the employees in the area and the patrons of area offices and the hospital.

Ms. Jane Sharpe, a resident of Dickinson Avenue, spoke in support of the request. She stated that there are not enough goods and services in the area. These things are needed closer to the hospital for people who are taking care of a loved one.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the ordinance amending the MO district table of uses to include both Pharmacy and Florist as a

permitted use by right and to include Barber or beauty shop; Manicure, pedicure, or facial salon; Dry cleaning, drop-off/pick-up station only; Office and school supply and equipment sales; Restaurant (fast food); Hobby or craft shop; and Medical supply sales and rental of medically related products including uniforms and related accessories, each as a special use subject to Board of Adjustment approval. Motion carried unanimously. (Ordinance No. 03-49)

(NOTE: Council Member Council entered the meeting at 8:00 p.m.)

ORDINANCE AMENDING THE ZONING REGULATIONS TO CREATE A NEW DISTRICT ENTITLED CONSERVATION AREA OVERLAY AND INCLUDING REQUIREMENTS AND RESTRICTIONS FOR AREAS ZONED AS CA OVERLAY - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2 and June 9, 2003 setting this time, date and place for a public hearing to consider a request by the Planning and Community Development Department to amend the zoning regulations to create a new district entitled Conservation Area overlay and including requirements and restrictions for the areas zoned as CA overlay. At its May 20, 2003 meeting, the Planning and Zoning Commission, voted to recommend approval.

Mr. Hamilton stated this request is to amend the zoning regulations to create a new zoning district entitled Conservation Area (CA) overlay, which would be an overlay zone. Examples of current overlay zones are the water supply watershed protection overlay and historic district overlay. These are overlays that are applied over a general purpose zoning district and include additional regulations and benefits. Any CA overlay would be subject to Planning and Zoning Commission recommendation and City Council final action. The Comprehensive Plan recommends the adoption of regulations to preserve open spaces, natural areas, to minimize encroachments into the flood hazard areas, and to create buffers between incompatible land uses and buffers between uses and environmentally sensitive areas. The new CA district may be adopted in conjunction with an underlying general purpose district. The zoning rights, restrictions and requirements of the common general purpose zone, will extend to the CA overlay portion while prohibiting the encroachment of buildings, parking and all types of residential and non-residential uses that are inconsistent with the standards that are provided for the district. The CA overlay district is an option. It is part of a comprehensive approach to preserve open space, protect natural resources, discourage uses in the floodplain, protect water quality and enhance buffers between various uses. The CA overlay district option is at the request of the property owner and shall be depicted on the zoning map, shall be undeveloped and vacant at the time of zoning (excepting allowable encroachments), shall be at least 100 feet at its narrowest dimension, shall not be utilized as a building site, may include public and/or private streets, public utility improvements, sidewalks, driveways, walkways, stormwater detention ponds, drainage improvements, required or optional bufferyard vegetation and related improvements and greenway improvements. All portions of a lot located within a CA overlay district shall be utilized to count toward total lot area, lot width and lot frontage for purposes of determining allowable density, minimum lot area, minimum open space, maximum lot coverage, minimum vegetation, minimum recreation area and other requirements or restrictions related to lot area or dimension as may apply in accordance with the underlying general purposes district or other applicable standards. A final subdivision plat shall be recorded which delineates the CA

overlay zoned portion of an affected property at the time of subdivision to create a new lot or prior to building permit approval on an existing lot. CA overlay zone designation does not constitute a public dedication of property except as specifically noted by description on a final subdivision plat. An example of a public dedication would be a greenway easement within the CA zoned portion of a lot. This does not constitute a public dedication of land such as an easement. It may restrict the buildings but is not a dedication of the land.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance amending the zoning regulations to create a new district entitled Conservation Area (CA) overlay and including requirements and restrictions for areas zoned as CA overlay. Motion carried unanimously. (Ordinance No. 03-50)

ORDINANCE AMENDING THE RESIDENTIAL ACCESSORY SWIMMING POOL STANDARDS BY REDUCING THE POOL FENCE, OR OTHER QUALIFIED BARRIER, HEIGHT REQUIREMENT FROM FIVE FEET TO FOUR FEET TO COINCIDE WITH THE NORTH CAROLINA STATE BUILDING CODE - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2 and June 9, 2003 setting this time, date and place for a public hearing to consider a request by the Planning and Community Development Department to amend the residential accessory swimming pool standards by reducing the pool fence, or other qualified barrier, height requirement from five feet to four feet to coincide with the North Carolina State Building Code. At its May 20, 2003 meeting, the Planning and Zoning Commission, voted to recommend approval.

Mr. Hamilton stated that this requirement would eliminate conflicts between the state and local codes and homeowners association restrictive covenants which routinely incorporate the State Code requirements for fences.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Little and seconded by Council Member Craft to adopt the ordinance amending the residential accessory swimming pool standards by reducing the pool fence, or other qualified barrier, height requirement from five feet to four feet to coincide with the North Carolina State Building Code. Motion carried unanimously. (Ordinance No. 03- 51)

ORDINANCE ANNEXING LANGSTON FARMS, PHASE 3, SECTION 1, LOCATED OFF THE NORTHERN RIGHT-OF-WAY OF THOMAS LANGSTON ROAD - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2, 2003 setting this time, date and place for a public hearing to consider a request by Bill Clark Homes and Kenneth Flurchick and Van Nyguen to annex Langston Farms, Phase 3,

Section 1, involving 5.95 acres located off the northern right-of-way of Thomas Langston Road. This is a contiguous annexation.

Mr. Merrill Flood, Deputy Director of Planning and Community Development, delineated the property on a map and stated that the property is located in Voting District 5 and is zoned R-9S. Fifteen single-family dwellings are proposed to be built on this property. The current population is 0, and the estimated population at full development is projected to be 35, with 11 being minority.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Little and seconded by Mayor Pro-Tem Miller to adopt the ordinance annexing Langston Farms, Phase 3, Section 1, involving 5.95 acres located off the northern right-of-way of Thomas Langston Road. Motion carried unanimously. (Ordinance No. 03-52)

ORDINANCE ANNEXING LANGSTON FARMS, PHASE 3, SECTION 2 LOCATED OFF THE NORTHERN RIGHT-OF-WAY OF THOMAS LANGSTON ROAD ON GROVE POINT DRIVE - ADOPTED

City Manager Davis reported that notice of public hearing was published in The Daily Reflector on June 2, 2003 setting this time, date and place for a public hearing to consider a request by Bill Clark Homes to annex Langston Farms, Phase 3, Section 2, involving 5.25 acres located off the northern right-of-way of Thomas Langston Road on Grove Point Drive. This is a contiguous annexation.

Mr. Flood delineated the property on a map and stated that the property is located in Voting District 5 and is zoned R-6S. Twenty-two single-family homes are proposed to be constructed on this property. The current population is 0. The proposed population at full development is 52, with 16 being minority.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance annexing Langston Farms, Phase 3, Section 2 located off the northern right-of-way of Thomas Langston Road on Grove Point Drive. Motion carried unanimously. (Ordinance No. 03-53)

ORDINANCES ADOPTING FY 2003-2004 BUDGETS FOR THE CITY OF GREENVILLE, SHEPPARD MEMORIAL LIBRARY, GREENVILLE UTILITIES COMMISSION AND GREENVILLE-PITT COUNTY CONVENTION AND VISITORS AUTHORITY - ADOPTED

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the ordinance approving the FY 2003-2004 budget for the City of Greenville and Sheppard Memorial Library without a tax increase by reducing the amount allocated for health insurance



premiums by \$300,000, increasing sales tax revenues by \$200,000 and taking \$62,604 from fund balance. If the estimate is not accurate for health insurance and sales tax, a budget amendment will be done.

A substitute motion was made by Council Member Dunn and seconded by Council Member Council to reduce the health insurance to \$150,000 instead of \$300,000 and to add \$150,000 from Fund Balance. The substitute motion carried unanimously.

The motion as amended by the substitute motion to adopt the ordinance approving the FY 2003-2004 budget for the City of Greenville and Sheppard Memorial Library without a tax increase by reducing the amount allocated for health insurance premiums by \$150,000, increasing sales tax revenues by \$200,000 and taking \$212,604 from fund balance was then voted on and carried unanimously. If the estimate is not accurate for health insurance and sales tax, a budget amendment will be done. (Ordinance No. 03-54)

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the ordinance approving the FY 2003-2004 budget for the Greenville Utilities Commission. Motion carried unanimously. (Ordinance No. 03-55)

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the ordinance approving the FY 2003-2004 budget for the Greenville-Pitt County Convention and Visitors Authority. Motion carried unanimously. (Ordinance No. 03-56)

RESOLUTION AMENDING THE BETHEL SEWER AGREEMENT OF THE CITY OF GREENVILLE, GREENVILLE UTILITIES COMMISSION, TOWN OF BETHEL, AND PITT COUNTY - ADOPTED

City Manager Davis explained how an agreement was entered into between the City, Greenville Utilities Commission, Bethel and Pitt County on March 17, 1999 setting out the process, details and finances for extending a sewer line to Bethel to receive their wastewater for treatment. This project is scheduled to be completed in the next 60 days. The proposed amendment does not change any of the financial terms and conditions of the agreement. It is being made to satisfy the funding agency. In the original agreement as one part of the numerous financial terms there was to be a payment made back to Bethel for 50% of the connector fee (\$1 million) over 10 years. The funding agency now prefers that this be a billing credit to Bethel rather than a payment. It is requested that the City Council adopt the resolution to amend the interlocal agreement amount the City of Greenville, Greenville Utilities Commission, County of Pitt, and the Town of Bethel for the treatment of wastewater for the Town of Bethel.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the resolution amending the Bethel Sewer Agreement of the City of Greenville, Greenville Utilities Commission, Town of Bethel, and Pitt County. Motion carried unanimously. (Resolution No. 03-24)

CONTRACT AWARD FOR THE GREENWAY MASTER PLAN UPDATE - APPROVED

Mr. Tom Tysinger, Director of Public Works explained how the Greenway Master Plan Update Consultant Selection Committee recently completed the process for selecting the most qualified firm for this project. The Selection Committee consisted of staff from the Public Works Department, the Planning and Community Development Department, Recreation and Parks Department, and the Chairman of the Greenville Utilities Commission. Six firms responded to the request for proposals and three of those were interviewed by the Selection Committee. The Selection Committee felt Greenways, Inc. was the most qualified firm and was the most suited for this project. This group conducted the original Greenway Comprehensive Plan for Greenville in 1991. The total fee proposed by Greenways Inc. is \$45,475, which will come from \$39,155 from the City of Greenville, \$6,320 for the Town of Winterville. The project will be funded 80% through federal PL funds provided to the Greenville Urban Area Metropolitan Funding Organization. Each municipality must pay at least 20% match for their portion of the study. Therefore, the City's cost for this study is \$7,831 and the Town of Winterville's is \$1,264.

Motion was made by Council Member Craft and seconded by Council Member Little to approve the contract for the Greenway Master Plan update to Greenways Inc. in the amount of \$45,475. Motion carried unanimously. (Contract No. 1258)

RESOLUTION TRANSFERRING THE HUMBER HOUSE AND COMMITMENT OF FUNDS TO THE STATE OF NORTH CAROLINA - ADOPTED

City Manager Davis reminded the Council that for several years the City has been trying to secure rent from the State of North Carolina for the use of the Humber House. The house is being used for the offices of Archives and History, a division of the North Carolina Department of Cultural Resources. The rent being pursued was to provide a revenue source of funds to repair the Humber House. Staff was not successful in obtaining rent from the State. Grants were then sought. The foundations were very interested in the renovation of the Humber House but expressed reservations in regard to the restrictive covenants that were on the deed; specifically, the range of uses and the potential reversion to the Humber family. After discussion with the Humber brothers, it became evident that they would not agree to changes in the covenants that would be satisfactory to the concerns of the foundations.

The City, County and Humber Brothers met with the Secretary of the North Carolina Department of Cultural Resources in October 2002 in regard to the house being donated/transferred to the State, as it was used as State offices and would memorialize the work and life of John Humber. Although the State had been occupying and using the property rent-free for over 20 years, they had some reservation about owning it. City and County staff met with representatives of the Division of Archives and History many times over the past several months. The City and County have put forward a proposal, subject to the approval of the governing boards and the State, that the State take ownership of the house and the City and County will each contribute \$50,000 (for a total of \$100,000) toward the repair and renovation of the Humber House. This discussion and proposal is acceptable to the staff and to the Secretary of Cultural Resource. The Secretary will advocate this property transaction with other entities of State government. These other entities would include the State Property Office and the Council of State, who must

approve the property transaction. The Humber Brothers were a part of the discussion and also agree with this approach. There is a restriction in the deed that gives the Humber Brothers the power to approve/deny any transfer of property, so therefore, the concurrence is important. The State will seek other sources of funds to complete the complete renovation to the property. The transfer of property and funds is not likely to occur until August 2003. At that time, staff will bring back a budget ordinance the next fiscal year for the \$50,000, which will be taken from fund balance. City Manager Davis suggested that the Council adopt a resolution transferring the City's interest in the Humber House located at 117 Martin Luther King, Jr. Drive to the State of North Carolina and contributing \$50,000 toward the repair and renovation of the property.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the resolution transferring the Humber House and commitment of funds to the State of North Carolina. Motion carried unanimously. (Resolution No. 03-26)

RESOLUTION CONTINUING THE EXTENSION OF THE EXTRATERRITORIAL JURISDICTIONAL BOUNDARIES IN THE FUTURE - ADOPTED

Deputy Director of Planning and Community Development Merrill Flood stated that the municipalities of Pitt County, through the Pitt County Mayors Association, have been having discussions with the County regarding being able to continue to extend the municipalities' extraterritorial jurisdictional boundaries when growth occurs. If the County adopts rezoning, they will not be able to extend the extraterritorial jurisdiction as the City grows. The resolution was prepared by the Pitt County Mayors Association. He asked that the Council adopt this resolution.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Dunn to adopt the resolution supporting the Pitt County Mayors' Association's efforts for continuing the extension of the extraterritorial jurisdiction boundaries in the future. Motion carried unanimously. (Resolution No. 03-27)

CERTIFIED LOCAL GOVERNMENT GRANT FOR THE BARBER CREEK SITE ARCHAEOLOGICAL INVESTIGATION, TO BE CARRIED OUT BY THE EAST CAROLINA UNIVERSITY DEPARTMENT OF ANTHROPOLOGY - APPROVED

Mr. Andy Harris, Director of Planning and Community Development, stated that the City has been awarded a \$10,000 grant under the Certified Local Government Historic Preservation Grant Program. The grant will fund a project entitled the Archaeological Investigations at the Barber Creek Site and will be conducted by the Department of Anthropology of East Carolina University. This will provide the continuation of the study of the archaeological remains that are unique to the North Carolina Coastal Plain. Both Early Woodland and Early Archaic components have been identified at this site. The funds will be used for more radiocarbon dating. Radiocarbon dating will focus on dating that level above and below the level from which the Early Archaic dates were obtained two years ago. The application was developed by the University and submitted through the City. The University will be responsible to complete the requirements of the grant and will provide in-kind matching funds of \$7,211. Mr. Harris asked that the Council approve this grant and provide authorization to designate the Department of Anthropology at ECU as the Administrative Agency for the project.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to approve the Certified Local Government Grant for the Barber Creek Site Archaeological Investigation, which will be carried out by the East Carolina University Department of Anthropology. Motion carried unanimously. (Contract No.1259)

GRANT APPLICATION FOR THE HOMELAND SECURITY OVERTIME PROGRAM - APPROVED

Chief of Police Joe Simonowich explained how the Department has an opportunity to apply for grant funds from COPS in the Homeland Security Overtime Program in the U.S. Department of Justice. Grants are due to be turned in June 13. Greenville can apply for up to \$100,000 with a 25% local match. The funds will be used with the following objectives:

- Overtime to compensate for officers who have been activated by reserve or guard units.
- Overtime to provide anti-terrorism.
- Overtime to provide additional security at major events
- Overtime to develop and implement preparedness programs and materials for citizens.

Chief Simonowich stated that the funds for the match will be taken from the existing amount. The action being requested of the Council is to authorize the City of Greenville Police Department to make application for a Homeland Security Overtime Grant.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Little to approve the grant application for the Homeland Security Overtime Program. Motion carried unanimously. (Contract No. 1260)

CONTRACT AWARD FOR ARCHITECTURAL SERVICES FOR THE EXPANSION/RENOVATION OF CITY ADMINISTRATION FACILITIES - APPROVED

Mr. Tysinger explained how the Architect Selection Committee for the city administrative offices recently concluded the process for selecting the most qualified architectural firm. Nine firms expressed interest in the project. Of the nine firms expressing interest, the Selection Committee interviewed three. The East Group is the most familiar with both City Hall and Greenville Utilities Commission. With the Committee's recommendation, negotiations to develop a detailed scope of work and associated fee were initiated with the East Group. The first phase of the project involves a space needs analysis for those departments located in City Hall and the Community Building, programming for City Hall and current Greenville Utilities Commission building, conceptual plans for renovation/expansion of the two buildings, and preliminary cost estimating for accomplishing the proposed work. The East Group's proposed fee is \$20,065. The second phase of the project will be development of construction documents and contract administration. In that this project will involve extensive interior renovations to City Hall, a 1939 vintage historic structure and similar work to the current Greenville Utilities Commission building, there are inherent difficulties in foreseeing the full scope of this project. After thorough discussions with the architect and others familiar with this type of work, it is felt that a fee of seven percent of an anticipated \$5 million construction cost is appropriate for this project. This brings the fee for Phase 2 to \$350,000. The total fee proposed by The East Group for their services associated with this project is \$370,065. It is requested that City Council award

a professional services contract to The East Group in the amount of \$370,065 for this project. It is projected that the design will be completed during spring/summer 2004 and construction will begin in the summer of 2004. The source of funding for this project will be net debt reduction bonds.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to approve the contract award for architectural services for the expansion/renovation of City administrative facilities to The East Group. Motion carried unanimously. (Contract No. 1261)

ORDINANCES AMENDING THE FY 2002-2003 CITY OF GREENVILLE BUDGET – ADOPTED

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the ordinance amending the FY 2002-2003 City of Greenville Budget. Motion carried unanimously. (Ordinance Nos. 03-57, 58, 59, 60, 61, 62, 63, 64 and 65)

ORDINANCE AMENDING THE FY 2002-03 GREENVILLE UTILITIES COMMISSION BUDGET - ADOPTED

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the ordinance amending the FY 2002-03 Greenville Utilities Commission Budget. Motion carried unanimously. (Ordinance No. 03-66)

ORDINANCES AMENDING THE GREENVILLE UTILITIES COMMISSION'S ELECTRIC CAPITAL PROJECTS BUDGETS FOR THE G230 POD #2 PROCUREMENT AND CONSTRUCTION AND THE MACGREGOR DOWNS SUBSTATION - ADOPTED

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the ordinances amending the Greenville Utilities Commission's Electric Capital Projects budgets for the G230 POD #2 Procurement and Construction and the MacGregor Downs Substation. Motion carried unanimously. (Ordinance Nos. 03-67 and 03-68)

ORDINANCE ESTABLISHING A GREENVILLE UTILITIES COMMISSION INFORMATION TECHNOLOGY CAPITAL PROJECTS BUDGET FOR TELECOMMUNICATIONS INITIATIVES - ADOPTED

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance establishing a Greenville Utilities Commission Information Technology Capital Projects Budget for telecommunications initiatives. Motion carried unanimously. (Ordinance No. 03-69)

RESOLUTION ESTABLISHING JUST COMPENSATION FOR ACQUISITION PARCEL 18-C-12 IN THE BONNER'S LANE REVITALIZATION AREA - ADOPTED

Deputy Director of Planning and Community Development Merrill Flood explained that this is the final action for establishing just compensation for Parcel # 18-C-12 in the Bonner's Lane Revitalization Project Area at \$23,000.

Motion was made by Council Member Dunn and seconded by Council Member Little to adopt the resolution establishing just compensation for Acquisition Parcel 18-C-12 in the Bonner's Lane Revitalization Area. Motion carried unanimously. (Resolution No. 03-27)

#### JOINT GREENVILLE, WILSON AND ROCKY MOUNT CITY COUNCIL MEETINGS

City Manager Davis reminded the Council that the City Councils of Greenville, Wilson and Rocky Mount will be having a joint meeting at the Pinetops United Methodist Church at 8:00 a.m. on June 23, 2003.

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Miller to have the joint meeting at the Pinetops United Methodist Church on June 23, 2003 at 8:00 a.m. Motion carried unanimously.

#### COMMENTS FROM MAYOR AND CITY COUNCIL

Mayor Parrott thanked Marvin Blount III on the Department of Transportation Board for his role in assuring that the Southwest Bypass was approved.

Council Member Dunn thanked the staff for preparing a hold-the-line budget.

#### CITY MANAGER'S REPORT

##### Discussion of the June 23, 2003 Meeting of the Month

City Manager Davis informed the Council that the bus for the June 23 meeting will be leaving City Hall at 7:15 a.m.

#### ADJOURN

Motion was made by Council Member Craft and seconded by Council Member Glover to adjourn the meeting at 8:45 p.m. Motion carried unanimously.

Respectfully submitted,

Wanda T. Elks, CMC  
City Clerk